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8 Attorneys for Defendant SUSHOVAN HUSSAIN

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 SUSHOVAN HUSSAIN,

16 Defendant.

Case No. 3:16-cr-00462-CRB

**STIPULATION AND [PROPOSED] ORDER**

Judge: Hon. Charles R. Breyer

Date Case Filed: November 10, 2016

Trial Date: Not yet set

1 Plaintiff United States of America and Defendant Sushovan Hussain (collectively, the  
2 "Parties"), hereby stipulate as follows:

3 WHEREAS, an Indictment charging Mr. Hussain with one count of conspiracy to commit  
4 wire fraud in violation of 18 U.S.C. § 1349 and fourteen counts of wire fraud in violation of 18  
5 U.S.C. § 1343 was filed on November 10, 2016, *see* Docket Entry No. 1;

6 WHEREAS, on the same date, a no bail warrant for Mr. Hussain's arrest was authorized  
7 by United States Magistrate Judge Kim, *see id.*;

8 WHEREAS, Mr. Hussain is a citizen and resident of the United Kingdom;

9 WHEREAS, at a hearing on November 18, 2016, undersigned counsel for Mr. Hussain  
10 informed the Court that Mr. Hussain will appear voluntarily in the Northern District of California  
11 to contest the allegations in the Indictment;

12 WHEREAS, at the hearing on November 18, 2016, the Court ordered (1) that Mr. Hussain  
13 be released on \$1,000 bail, (2) that he not be permitted to travel to any country that does not have  
14 an extradition treaty with the United States, and (3) that he be permitted to continue to reside in  
15 England and travel back and forth between the United States and England as well as any other  
16 country that has an extradition treaty with the United States, *see* Docket Entry Nos. 2 & 3;

17 WHEREAS, Mr. Hussain posted \$1,000.00 bail to the Clerk of Court on November 18,  
18 2016;

19 WHEREAS, the Court set Mr. Hussain's arraignment before United States Magistrate  
20 Judge James at 9:30 a.m. on January 12, 2017, and set a status conference before this Court at  
21 10:00 a.m. on January 12, 2017, *see id.*;

22 WHEREAS, counsel for Mr. Hussain has informed counsel for the United States that Mr.  
23 Hussain will arrive at San Francisco International Airport from London, England on January 9,  
24 2017, for the purpose of attending his arraignment and the status conference on January 12, 2017;  
25 and

26 WHEREAS, the parties agree that, in light of the above, the arrest warrant may be  
27 vacated;

1 IT IS THEREFORE STIPULATED THAT:

2 1. The no bail warrant for Mr. Hussain's arrest issued on November 10, 2016, shall  
3 be vacated;

4 2. Mr. Hussain shall not be arrested or detained upon his entry into the United States,  
5 pursuant to the November 10, 2016 warrant;

6 3. Counsel for the United States shall promptly transmit this Order to the Federal  
7 Bureau of Investigation, the United States Marshals Service, and United States Customs and  
8 Border Protection and shall take reasonable steps, or instruct those agencies to take reasonable  
9 steps, to remove any impediments to Mr. Hussain's entry into the United States on January 9,  
10 2017; and

11 4. To the extent Mr. Hussain requires any assistance with procuring a visa for entry  
12 into the United States, counsel for the United States shall use its best efforts to provide such  
13 assistance.

14 Defendant's undersigned counsel, Brook Dooley, hereby attests that Adam A. Reeves,  
15 counsel for the United States, concurs in the filing of this Stipulation.

16 Dated: December 19, 2016

KEKER & VAN NEST LLP

18 By: /s/ Brook Dooley  
BROOK DOOLEY

19 Attorneys for Defendant  
20 SUSHOVAN HUSSAIN

21 Dated: December 19, 2016

ALEX G. TSE  
Attorney for the United States,  
Acting under Authority Conferred by  
28 U.S.C. § 515

25 By: /s/ Adam A. Reeves  
ADAM A. REEVES

27 Attorneys for Plaintiff  
28 UNITED STATES OF AMERICA

## ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 12/21/2016

*E.B.*

HONORABLE CHARLES R. BREYER  
UNITED STATES DISTRICT COURT